

**NHSLC - BUREAU OF ENFORCEMENT - AGENDA**  
**WEDNESDAY, MARCH 18, 2009**

**1. SUSPENSIONS:**

a. Action Pending:

None

b. Licensees Suspended For Non-Payment of Fines:

None

c. Licensees Suspended For Non-Compliance of RSA 178:2 (Mandatory training within 45 calendar days of the issuance of liquor license):

None

**2. LICENSEES WHO MAY BE ORDERED TO A HEARING:**

None

**3. HEARINGS SCHEDULED FOR WEDNESDAY, MARCH 18, 2009:**

None

**4. HEARINGS SCHEDULED:**

a. April 7, 2009 @ 9:00 a.m.

NHSLC - Robert J. Hart Building, 50 Storrs Street, Concord, NH.

Chen Yang Li, 520 South Street, Bow, NH.

Restaurant Full Service With Lounge License #1233303.

Licensed under RSA 178:21, II(a)(1)/178:22, V(q).

Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.

Cited for violation of RSA 179:50, I - did allow a person to loiter on the premises who was intoxicated or disorderly or who loitered for any illegal purpose.

Date of violations: August 13, 2008.

Case #: 08-581-OF.

b. April 16, 2009 @ 9:00 a.m.

NHSLC - Robert J. Hart Building, 50 Storrs Street, Concord, NH.

McGarvey's, 1097 Elm Street, Manchester, NH.

Restaurant Full Service With Lounge License #1178903.

Licensed under RSA 178:21, II(a)(1)/178:22, V(q).

Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.

Date of violation: August 29, 2008.

Case #: 08-616-OF.

**5. HEARINGS WITH DATES TO BE DETERMINED:**

None

6. WARNING LETTERS/FINES:

- a. Circle K, 55 By Pass 28, Derry, NH.  
Combination License #3220147.  
Licensed under RSA 178:18.  
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person.  
Cited for violation of RSA 179:8, I - did fail to require the purchaser whose age is in question to furnish identification that such person is 21 years of age or over.  
Date of violations: January 17, 2009.  
Case #: 09-34-OF.  
Recommendation: For violation of RSA 179:5 a \$500 Administrative fine, four (4) points assessed to the liquor license, a three (3) day suspension of liquor license held in abeyance for twelve (12) months pending no like violation and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication for the clerk who committed the violation and for all other clerks and managers who have not attended since employed by this licensee. For violation of RSA 179:8 a \$100 Administrative fine.
- b. Cyprus Grove, Route 119, Rindge, NH.  
Restaurant Full Service With Lounge License #277503.  
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).  
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.  
Date of violation: September 12, 2008.  
Case #: 08-657-OF.  
Recommendation: *Nol pros.*
- c. Najib's Pizza Place, 5 Henniker Street, Hillsborough, NH.  
Combination License #852047.  
Licensed under RSA 178:18.  
Cited for violation of RSA 178:18 and Liq. 404.02 - did fail to maintain a minimum grocery stock requirement of \$3,000.  
Date of violation: January 8, 2009.  
Case #: 09-20-OF.  
Recommendation: Verbal Warning.
- d. 7 Eleven #32502, 274 Derry Road, Litchfield, NH.  
Combination License #3145247.  
Licensed under RSA 178:18.  
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person.  
Date of violation: January 9, 2009.  
Case #: 09-22-OF.  
Recommendation: \$500 Administrative fine, four (4) points assessed to the liquor license, a three (3) day suspension of liquor license held in abeyance for twelve (12) months pending no like violation, mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication for all employees who have not attended since employed by this licensee and affidavits for all employees who do not have one on file with the Bureau of Enforcement.

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- e. Varney Street Quick Stop, 323 Varney Street, Manchester, NH.  
Combination License #3146947.  
Licensed under RSA 178:18.  
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person.  
Date of violation: January 10, 2009.  
Case #: 09-65-OF.  
Recommendation: \$500 Administrative fine suspended for twelve (12) months pending no like violation and four (4) points assessed to the liquor license.

**7. NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**

- a. Consentino Signature Wineries, 7415 St. Helena Highway, Yountville, CA.  
Direct Shipper Permit #8057233.  
Licensed under RSA 178:27.  
Cited for violation of RSA 178:27, V - did fail to file the January 2009 Direct Shipper Report by February 10, 2009.  
Date of violation: February 27, 2009.  
Case #: 09-163-OF.  
ADMINISTRATIVE FINE \$100 PAID.
- b. Domaine Saint Gregory, 1170 Bel Arbres Road, Redwood Valley, CA.  
Direct Shipper Permit #8140133.  
Licensed under RSA 178:27.  
Cited for violation of RSA 178:27, V - did fail to file the January 2009 Direct Shipper Report by February 10, 2009.  
Date of violation: February 27, 2009.  
Case #: 09-168-OF.  
ADMINISTRATIVE FINE \$100 PAID.
- c. Juliano's Italian Pizzeria, Route 102, Derry Plaza, Londonderry, NH.  
Restaurant Beverage and Wine License #1098703.  
Licensed under RSA 178:20.  
Cited for violation RSA 178:20 and Liq. 704.01(b)(6) - did fail to renew liquor license at least 30 days prior to expiration of the current license.  
Date of violation: February 11, 2009.  
Case #: 09-119-OF.  
ADMINISTRATIVE FINE \$100 PAID.
- d. Plainfield Village Store, 1190 Route 12A, Plainfield, NH.  
Combination License #3166047.  
Licensed under RSA 178:18.  
Cited for violation of RSA 179:32, II - purchased alcoholic beverage from other than a holder of a wholesaler distributor license.  
Date of violation: February 26, 2009.  
Case #: 09-158-OF.  
ADMINISTRATIVE FINE \$250 PAID.
- e. The Silver Maple, 356 Daniel Webster Highway, Merrimack, NH.  
Restaurant Full Service With Lounge License #1008603.  
Licensed under RSA 178:22, V(q).  
Cited for violation of RSA 179:5, I - sold alcohol to a minor during a compliance check.  
Date of violation: February 20, 2009.  
Case #: 09-139-OF.  
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.

**8. NEW LICENSES:**

None

**9. REQUESTS FOR SOLICITORS/REPRESENTATIVE AND DIRECT SHIPPER APPLICATION:**

- a. Chateau Bianca, Inc.,  
17485 Highway 22, Dallas, OR.  
To be issued Direct Shipper License #8144033 pursuant to RSA 178:27.  
Recommendation: Approval.
- b. Independent Brewers United Corporation,  
91 South Royal Brougham Way, Seattle, WA 98134.  
To be issued Beverage Vendor License #47431 pursuant to RSA 178:15.  
Recommendation: Approval.
- c. Labatt USA Operating Co. LLC DBA Labatt USA,  
50 Fountain Plaza, Suite 900, Buffalo, NY.  
To be issued Beverage Vendor License #47631 pursuant to RSA 178:15.  
Recommendation: Approval.
- d. Lake James Vineyard, Inc. DBA Satek Winery,  
6208 North Van Guilder Road, Fremont, IN.  
To be issued Direct Shipper License #8144133 pursuant to RSA 178:27.  
Recommendation: Approval.
- e. McNeill's LLC DBA McNeill's Brewery,  
22 Browne Court, Unit 102, Brattleboro, VT.  
To be issued Beverage Vendor License #47131 pursuant to RSA 178:15.  
Recommendation: Approval.
- f. Twenty-Six Shots, Inc. DBA Blackwell's Wines & Spirits,  
5620 Geary Boulevard, San Francisco, CA.  
To be issued Direct Shipper License #8143933 pursuant to RSA 178:27.  
Recommendation: Approval.

**10. REQUESTS FOR CANCELLATION OF PERMITS:**

None

**11. PETITIONS FOR COMMISSION APPROVAL:**

- a. LBO Holdings, Inc. DBA Attitash, Route 302, Bartlett, NH.  
Restaurant On-Premise Beverage, Wine and Liquor License #1009403.  
Licensed pursuant to RSA 178:21.  
Requests approval for an outside area, to wit, a fenced area sanctioned off appropriately on March 21 & 28, 2009 and April 4, 2009 pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- b. Pat's Peak Skiing LLC DBA Pat's Peak, Flanders Road, Henniker, NH.  
Sports Recreation Facility On-Premise Cocktail Lounge License #572105.  
Licensed pursuant to RSA 178:22, V(v).  
Requests approval for an outside area, to wit, a fenced area (beer garden) sanctioned off appropriately on March 21, 2009 and April 4, 2009 pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.

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- c. Spartan Restaurant Holdings LLC DBA 51 Mill Street Dining & Spirits, 51-1 Mill Street, Wolfeboro, NH.  
Restaurant On-Premise Cocktail Lounge License #1375403.  
Licensed pursuant to RSA 178:22, V(q).  
Requests approval for an outside area, to wit, a patio outside adjacent to the restaurant sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- d. Sunflowers Café & Catering LLC 21 Route 12, Fitzwilliam, NH.  
Restaurant On-Premise Beverage, Wine and Liquor License #1287103.  
Licensed pursuant to RSA 178:21.  
Requests approval for authorization to transfer business location, to wit, move liquor to a new location at 21B Main Street, Jaffrey, NH as soon as possible pursuant to RSA 178:29, VIII.  
Recommendation: Approval.
- e. VFW Post 1631, 6 Court Street, Concord, NH.  
Veterans Club On-Premise Cocktail Lounge License #18239.  
Licensed pursuant to RSA 178:22, V(h).  
Requests approval to transfer license to other location, to wit, transfer the license to Bektash Shriners, 189 Pembroke Road, Concord, NH on March 21, 2009 pursuant to RSA 178:25.  
Recommendation: Approval.

12. **COMMISSION DECISIONS PENDING:**

None

13. **COMMISSION DECISIONS AFTER HEARING:**

None

14. **MISCELLANEOUS ITEMS:**

- a. Vote for one (1) Commissioner to preside over hearings and render decisions.
- b. Chez Vachon-West Side, Inc., 136 Kelley Street, Manchester, NH.  
Requests approval for a Felon Exception for Daniel Lachance as a Person In Charge pursuant to RSA 179:23 and Liq. 404.06(c); Mr. Lachance meets all statutory and administrative requirements for a waiver as an Person In Charge and anticipates applying for a liquor license as the owner of the aforementioned establishment.  
Recommendation: Approval.

15. **EXECUTIVE SESSION ITEMS:**

None